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ATTORNEYS FOR DEFENDANT,  
COUNTY OF MONTEREY

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

DAWN ALLEN, JEFF BOLES, ROGER  
MCRAE, on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

COUNTY OF MONTEREY, and DOES 1-50.

Defendants.

Case No. CV 13-01659LHK

**JOINT CASE MANAGEMENT  
STATEMENT, NOTICE OF PENDING  
SETTLEMENT, REQUEST FOR  
CONTINUANCE AND [PROPOSED]  
ORDER**

[Fed. R. Civ. P. 26(f), Civ.L.R. 16-9]

Conference Date: March 20, 2014  
Time: 2:00 p.m.  
Place: Courtroom 8, 4th Floor  
The Honorable Lucy H. Koh

1 The parties to the above-entitled action jointly submit this Case Management Statement, Notice  
2 of Pending Settlement, Request for Continuance and Proposed Order.

3 This is an action under the Fair Labor Standards Act alleging that Defendant County of  
4 Monterey failed to accurately calculate and pay all overtime due to probation officers and juvenile  
5 institution officers. The parties' previous Joint Case Management Conference Statement [doc 29]  
6 provides an overview of the claims and issues raised by the case.

7 Since the last Case Management Conference of October 30, 2013, the parties have reached a  
8 comprehensive settlement through the assistance of the Court appointed mediator, Allen R. Berkowitz.  
9 Counsel has completed drafting the formal settlement documents, which are now with the parties for  
10 their final review and signature. As part of the settlement, the parties have stipulated to the filing of an  
11 amended complaint that will align the claims in the operative pleadings with the claims addressed by the  
12 settlement. The parties will then request that the amended complaint be dismissed upon review of the  
13 settlement agreement by the Court. Although this is not a class action subject to FRCP 23(e), the parties  
14 intend to file a complete copy of the entire settlement agreement along with the stipulated amended  
15 complaint and request for dismissal, once the settlement agreement has been signed by all parties.

16 Counsel anticipate that the settlement documentation will be finalized within fourteen (14)  
17 days of the submission of this case management conference statement and request that the Court  
18 continue the case management conference for fourteen (14) or more days to facilitate this process.

19 Respectfully submitted,

20  
21 DATED: March 13, 2014

22 By: \_\_\_\_\_/s/  
23 Joshua Konecky  
24 Attorneys for Plaintiffs

25  
26 DATED: March 13, 2014

27 By: \_\_\_\_\_/s/  
28 Janet Holmes, Deputy County Counsel  
Attorneys for Defendant, County of Monterey

**CASE MANAGEMENT ORDER**

To permit the parties to finalize and file settlement documents, the Case Management Conference set for March 20, 2014 is hereby continued to **May 7, 2014 at 2p.m.**

IT IS SO ORDERED.

Dated: **3/14/2014**



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THE HONORABLE LUCY H. KOH  
UNITED STATES DISTRICT JUDGE